
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

R. WAYNE KLEIN, the Court-Appointed
Receiver of U.S. Ventures LC, Winsome
Investment Trust, and the assets of Robert J.
Andres and Robert L. Holloway,

Plaintiff,

v.

WINGS OVER THE WORLD MINISTRIES
and TERRY L. HARPER,

Defendants.

**MEMORANDUM DECISION AND
ORDER ADOPTING REPORT &
RECOMMENDATION**

Case No. 2:12-cv-23-DN

District Judge David Nuffer

Before the court is the Report and Recommendation¹ issued by United States Magistrate Judge Dustin B. Pead, recommending that this court: (1) grant the Receiver's Motion² to Strike Document Numbers 39, 40, 41, 42, 43, 47, 48, 49, 54, 55 and 56, and that all future frivolous filings be stricken from the record and that the offending party be ordered to pay costs and fees incurred; and (2) grant the Receiver's Motion³ to Amend Complaint. Defendant Terry Harper filed a timely objection.⁴

Pursuant to 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b)(3), the court has reviewed de novo all materials, including the objection, the record that was before the magistrate judge and the reasoning set forth in the Report and Recommendation. The court agrees with the analysis and

¹ Report & Recommendation, docket no. 60, filed Oct. 10, 2013.

² Motion to Strike and Memorandum in Support, docket no. 44, filed Aug. 15, 2013.

³ Motion for Leave to Amend Complaint and Memorandum in Support, docket no. 45, filed Aug. 21, 2013.

⁴ Respondent's Constructive Notice of Objection and Oppositions to the Court's Striking of Respondent Filings Based on Respondnet [sic] "Established" and "Settled" Law Against "Invalid/Void" Ruling Granting Plaintiff's Motions to Strike and Respondnet's [sic] Demand of Lawful Correction, Remedy and Relief as in "Rectum Rogare["], docket no. 66, filed Oct. 23, 2013.

conclusions of the magistrate judge, and will adopt the Report and Recommendation as the order of the court.

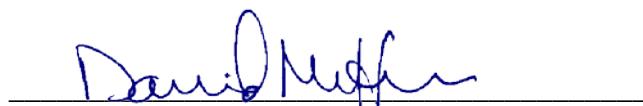
IT IS HEREBY ORDERED that any objections are OVERRULED and the Report and Recommendation is AFFIRMED AND ADOPTED in its entirety.

IT IS FURTHER ORDERED that Receiver's Motion to Strike⁵ is GRANTED and docket numbers 39, 40, 41, 42, 43, 47, 48, 49, 54, 55 and 56 are STRICKEN.

IT IS FURTHER ORDERED that Receiver's Motion to Amend Complaint⁶ is GRANTED. The amended complaint shall be filed within 7 days of the date of this order.

Signed October 25, 2013.

BY THE COURT



District Judge David Nuffer

⁵ Docket no. 44.

⁶ Docket no. 45.